



Federal Communications Commission
Washington, D.C. 20554

DA 07-4941

December 11, 2007

Mr. Eric L. Kemmler, Esq.
ESPN, Inc.
ESPN Plaza
Bristol, CT 06010-7454

Re: Call Sign E070231
File No. SES-LIC-20070928-01334

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Dear Mr. Kemmler:

On September 28, 2007, ESPN, Inc. (ESPN) filed the above-captioned applications for authority to operate two fixed earth stations that transmit in the 14.0-14.5 GHz frequency band and receive in the 10.95-11.2, 11.45-11.7, and 11.7-12.2 GHz frequency bands. Pursuant to Section 25.112(a)(2), we dismiss both applications in part as defective without prejudice to refile.

Pursuant to Section 25.112(a)(2) of the Commission's rules, 47 C.F.R. § 25.112(a)(2), we dismiss the portion of the applications regarding the 10.95-11.2 and 11.45-11.7 GHz frequency bands. In the applications, ESPN proposes to operate in a variety of frequency bands and lists ALSAT-designated satellites as the point of communication for all the bands. Only those fixed-satellite service earth stations that are both two-degree compliant and operate in the 3700-4200 MHz, 5925-6425 MHz, 11.7 -12.2 GHz, or 14.0-14.5 GHz bands can request ALSAT as a point of communication. In all other cases, the application must identify the specific satellite or satellites with which the proposed earth station seeks to communicate.¹ Thus, the portions of ESPN's application pertaining to the 10.95-11.2 and 11.45-11.7 GHz frequency bands are defective.

¹ Amendment of the Commission's Regulatory Policies to Allow Non-U.S.-Licensed Space Stations to Provide Domestic and International Services in the United States, First Order on Reconsideration, IB Docket No. 96-111, 15 FCC Red 7207, 7214-16 (paras. 16-20).

Accordingly, pursuant to Section 25.112(a)(2) of the Commission's rules, 47 C.F.R. § 25.112(a)(2), and Section 0.261 of the Commission's rules on delegations of authority, 47 C.F.R. § 0.261, we dismiss the above-captioned applications to the extent that the applicant seeks to operate in the 10.95-11.2 GHz and 11.45-11.7 GHz bands. If ESPN chooses to refile an application for these frequency bands, it must specify the satellite or satellites with which the earth stations seek to communicate.

Sincerely,

Scott A. Kotler
Chief, Systems Analysis Branch
Satellite Division
International Bureau